

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

WILLIAM E. DUGAN, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	CIVIL ACTION
vs.)	
)	NO. 08 C 2026
RICHARD W. CLARK, individually and)	
d/b/a R & W CLARK CONSTRUCTION,)	JUDGE RONALD A. GUZMAN
INC., a dissolved Illinois corporation,)	
)	
Defendant.)	

MOTION FOR ENTRY OF DEFAULT AND JUDGMENT

NOW COME Plaintiffs, by their attorneys, and move for entry of judgment by default against Defendant, RICHARD W. CLARK, individually and d/b/a R & W CLARK CONSTRUCTION, INC., a dissolved Illinois corporation, in the total amount of \$38,034.39, plus Plaintiffs' court costs and reasonable attorneys' fees in the amount of \$546.50.

On April 28, 2008, the Summons and Complaint was served on the Defendant, Richard W. Clark, by tendering a copy of said documents to him personally at his place of business (a copy of the Summons and Affidavit of Service is attached hereto). Therefore, Defendant's answer was due on May 19, 2008. As Defendant has failed to timely answer the Complaint, Plaintiffs respectfully request entry of default and judgment.

/s/ Jennifer L. Dunitz-Geiringer

CERTIFICATE OF SERVICE

The undersigned, an attorney of record, hereby certifies that she electronically filed the foregoing document (Motion for Entry of Default and Judgment) with the Clerk of Court using the CM/ECF system, and further certifies that I have mailed the above-referenced document by United States Mail to the following non-CM/ECF participant on or before the hour of 5:00 p.m. this 3rd day of June 2008:

Mr. Richard W. Clark
R & W Clark Construction, Inc.
19418 97th Avenue
Mokena, IL 60448

/s/ Jennifer L. Dunitz-Geiringer

Jennifer L. Dunitz-Geiringer
Attorney for Plaintiffs
BAUM SIGMAN AUERBACH & NEUMAN, LTD.
200 West Adams Street, Suite 2200
Chicago, IL 60606-5231
Bar No.: 6237001
Telephone: (312) 236-4316
Facsimile: (312) 236-0241
E-Mail: jdunitz.geiringer@baumsigman.com

I:\MOEJ\R & W Clark\2008\motion for default judgment.jdg.df.wpd

54.00

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

RECEIVED
2008 APR 14 PM 2:26
JUDICIAL
CLERK'S
OFFICE

WILLIAM E. DUGAN, et al.

CASE NUMBER:

08CV2026

V.

ASSIGNED JUDGE: JUDGE GUZMAN

MAGISTRATE JUDGE NOLAN

RICHARD W. CLARK, individually and d/b/a
R & W CLARK CONSTRUCTION, INC., a
dissolved Illinois corporation

DESIGNATED

MAGISTRATE JUDGE:

TO: (Name and address of Defendant)

Richard W. Clark
19418 97th Avenue
Mokena, IL 60448

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Jennifer L. Dunitz-Geiringer
BAUM SIGMAN AUERBACH & NEUMAN, LTD.
200 W. Adams Street, Suite 2200
Chicago, IL 60606-5231
(312) 236-4316

an answer to the complaint which is herewith served upon you, within Twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

NOTE: When the print dialogue
box appears, be sure to uncheck
the Annotations option.

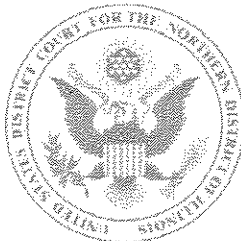
Michael W. Dobbins, Clerk



(By) DEPUTY CLERK

April 10, 2008

Date



WILLIAM E DUGAN
-VS-
RICHARD W CLARK

JENNIFER L. DUNITZ-GEIRINGER
200 W. ADAMS STREET
SUITE 2200
CHICAGO, IL

DESCRIPTION	DATE	ATTEMPTED SERVICES	TIME	BADGE #
SUMMONS & COMPLAINT				
ISSUED: 4/15/08	EXPIRES: 5/10/08			
FEES: 54.00	EVC/DEP:			
PERSON TO BE SERVED				
RICHARD W CLARK				
19418 97TH AVENUE				
MOKENA, IL				

NOTES:

I CERTIFY THAT I HAVE SERVED THE ATTACHED PROCESS ON THE DEFENDANT AS FOLLOWS:

- (A) ☒ PERSONAL SERVICE: BY LEAVING A COPY OF THE ☒ SUMM/COMP CITATION
RULE ORDER SUBPOENA NOTICE JUDGEMENT
SUMMONS/PETITION FOR ORDER OF PROTECTION ORDER OF PROTECTION.
CIVIL NO-CONTACT ORDER.
- (B) ☐ SUBSTITUTE SERVICE: BY LEAVING A COPY OF THE ☐ SUMM/COMP CITATION
NOTICE JUDGEMENT ORDER OF POSSESSION AT THE USUAL PLACE OF
ABODE WITH SOME PERSON OF THE FAMILY 13 YEARS OR OLDER AND INFORMING
SAID PERSON OF THE CONTENTS. ALSO, A COPY OF THE WRIT WAS MAILED TO
THE DEFENDANT AT HIS/HER USUAL PLACE OF ABODE ON _____. (date)
- (C) ☐ SERVICE ON: ☐ CORPORATION ☐ COMPANY ☐ BUSINESS by leaving a
COPY OF THE ☐ SUMM/COMP CITATION RULE ORDER NOTICE
JUDGEMENT SUBPOENA WITH THE REGISTERED AGENT, AUTHORIZED PERSON
OR PARTNER OF THE DEFENDANT.
- (D) ☐ OTHER SERVICE: ☐ CERTIFIED MAIL ☐ POSTING
- (E) ☐ THE NAMED DEFENDANT WAS NOT SERVED:
☐ MOVED ☐ NOT LISTED ☐ RETURNED BY ATTY. ☐ EXPIRED
☐ NO CONTACT ☐ NO SUCH ADDRESS ☐ DECEASED ☐ OTHER REASON

PERSON TO BE SERVED: RICHARD W CLARK

SERVING ADDRESS: 19418 194TH AVENUE MOKENA, IL

WRIT SERVED ON: SAME RELATIONSHIP: SELF
SEX M (M/F) RACE W DOB 6-10-55 52

THIS 28TH DAY OF APR 20 08 TIME 10:08 HOURS

PAUL J. KAUPAS, SHERIFF, BY Duff K. Miller DEPUTY # 08-350

REMARKS: _____

MAG81061029